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Attorneys for Plaintiff  
DEPOMED, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DEPOMED, INC., a California corporation,

Plaintiff,

v.

IVAX CORPORATION, a Florida corporation, and  
IVAX PHARMACEUTICALS, INC., a Florida  
corporation,

Defendants.

Case No.: C-06-0100 CRB

**STIPULATION AND [PROPOSED]  
ORDER RE PLAINTIFF'S MOTION  
TO COMPEL PRODUCTION OF  
DOCUMENTS**

Magistrate Judge Joseph C. Spero

1 Plaintiff Depomed, Inc. ("Depomed") and Defendants IVAX Corporation and IVAX  
2 Pharmaceuticals, Inc. (collectively, "Ivax"), through their counsel, hereby stipulate as follows:

3 1. Ivax will complete its document production in response to Depomed's First Requests  
4 for Production of Documents and Things (Nos. 1-33) such that Depomed will receive Ivax's  
5 production on or before June 30, 2006.

6 2. With respect to manufacturing batch records that are responsive to Depomed's  
7 document requests, due to the voluminous nature of these documents, Ivax will not produce these  
8 documents by June 30, 2006 but will instead produce summaries of the information and other  
9 documents relating to the batch records. The parties will subsequently meet and confer as to  
10 whether these documents need not be produced, whether Ivax will produce a representative sample  
11 of these documents, or whether Ivax will make them available for inspection in their entirety.  
12 Should Depomed opt for the production of a representative sample, Ivax will produce such a  
13 sample within two weeks of Depomed's request.

14 3. Depomed's Motion to Compel Production of Documents and Depomed's Motion to  
15 Shorten Time, both filed with the Court on June 14, 2006, shall be taken off calendar.

16 IT IS SO STIPULATED.

17  
18 Dated: June 21, 2006

HELLER EHRMAN LLP

19 By /s Christine Saunders Haskett

20 CHRISTINE SAUNDERS HASKETT

21 Of Counsel: Ed Mandell  
22 Law Offices of Edward L. Mandell  
23 20588 Debbie, Suite 204  
Saratoga, CA 95070

24 Attorneys for Plaintiff  
25 DEPOMED, INC.  
26  
27  
28

1 Dated: June 21, 2006

MAYER, BROWN, ROWE & MAW LLP

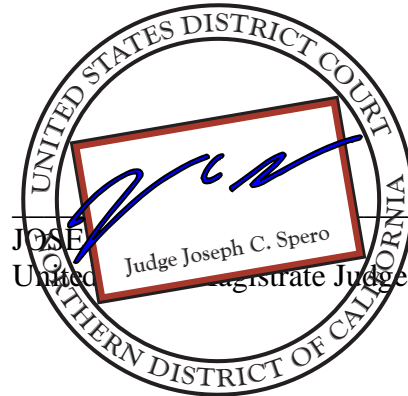
2  
3 By /s William Healey

WILLIAM HEALEY

4 Attorneys for Defendants  
5 IVAX, CORPORATION and  
6 IVAX PHARMACEUTICALS, INC.

7  
8 IT IS SO ORDERED.

9  
10 Dated: June 22, 2006



**ECF CERTIFICATION**

I, Christine Saunders Haskett, am the ECF User whose identification and password are being used to file this Stipulation and [Proposed] Order Re Plaintiff's Motion to Compel Production of Documents. In compliance with General Order 45.X.B, I hereby attest that William Healey has concurred in this filing.

DATED: June 21, 2006

HELLER EHRMAN LLP

By /s Christine Saunders Haskett

CHRISTINE SAUNDERS HASKETT

Attorneys for Plaintiff  
DEPOMED, INC.